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United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

EVARISTO GOMEZ,

Defendant.

CASE NO. 1:20-CR-00123 NODJ-BAM

STIPULATION TO CONTINUE
HEARING RE SENTENCING

DATE: December 18, 2023
TIME: 8:30 a.m.
JUDGE: TBD

STIPULATION

The United States of America, by and through its counsel of record, and defendant, by and through his counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for a hearing regarding sentencing on December 4, 2023 at 8:30 a.m. The Court later continued the hearing to December 18, 2023, at 8:30 a.m.

2. By this stipulation, the parties move to continue the hearing regarding sentencing until **February 26, 2024, at 8:30 a.m.**

3. The parties request the continuance so that defendant Gomez has adequate time to fulfill all of his obligations pursuant to his plea agreement. The parties therefore stipulate and

1 request that the current date set for the hearing re sentencing be vacated and that the matter be re-set
2 for a status hearing on February 26, 2024 at 8:30 a.m. or at a date and time thereafter that is
3 convenient to the Court.

4 4. The parties further stipulate and request that the date for drafting and responding to
5 any Presentence Investigation Report and any sentencing memorandum be continued in accordance
6 with this stipulation and the Court's order thereon.

7 IT IS SO STIPULATED.
8

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10 DATED: December 8, 2023

11 /s/ Henry Z. Carbajal III
12 HENRY Z. CARBAJAL III
Assistant United States Attorney

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14 DATED: December 8, 2023

15 /s/ Melissa Baloian
16 MELISSA BALOIAN
17 Counsel for Defendant
EVARISTO GOMEZ

18 **ORDER**

19 The Court has reviewed and considered the stipulation of the parties to continue the
20 sentencing hearing in this case. Good cause appearing, IT IS ORDERED that the hearing regarding
21 sentencing as to defendant Evaristo Gomez is continued from December 18, 2023 to **February 26,**
22 **2024, at 8:30 a.m. before the District Court Judge.**

23
24 IT IS SO ORDERED.

25 Dated: December 8, 2023

26 /s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE
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